



APPROPRIATE TO 10 MAY 2006

DOCKET NO. 2909
(203-3801CON)

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Earl M. Zergiebel**

Serial No.: **10/560,879**

Examiner: **To Be Assigned**

IA Filing Date: **06/14/2004**

Priority Date: **6/13/2003**

For: **MULTIPLE MEMBER INTERCONNECT FOR SURGICAL INSTRUMENT AND
ABSORBABLE SCREW FASTENER**

Mail Stop Missing Parts
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

Date of Deposit: May 8, 2006
I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Copy of Notification of Missing Requirements (2 pages)
- ☒ Response to Notification (2 pages)
- ☒ Declaration & Power of Attorney (7 pages)
- ☒ Assignment of Invention (3 pages)
- ☒ Recordation Cover Sheet (1 page)
- ☒ Return Postcard

are being deposited with the United States Postal Services under 37 CFR Section 1/10 on the Date of Deposit indicated above in an envelope addressed to Mail Stop Missing Parts, Commissioner of Patents, PO Box 1450, Alexandria, VA 22313-1450.


Susan S. Rickard

U.S. Surgical, a division of
TYCO HEALTHCARE GROUP LP
150 Glover Avenue
Norwalk, Connecticut 06856
(203) 845-4489

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RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.371

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C.371 dated 3/27/2006, Applicants enclose herewith a copy of the Notice along with a properly signed Combined Declaration & Power of Attorney (7 pages) in compliance with 37CFR 1.63. Please charge the required fee of \$130.00 to cover the surcharge under 37 C.F.R. 1.16(f) to Deposit Account No. 21-0550.

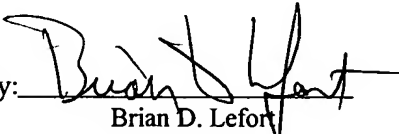
Enclosed herewith is the properly executed Assignment of Invention (3 pages) along with the Recordation Cover Sheet. Please charge the required fee of \$40.00 to cover the surcharge 37 CFR 3.41 to Deposit Account No. 21-0550.

05/16/2006 ATRAN1 00000146 210550 10560879
02 FC:1617 130.00 DA

In the event an extension of time is required, please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,

Dated: May 5 2006
United States Surgical, a division of
Tyco Healthcare Group LP
150 Glover Avenue
Norwalk, CT 06856
(203) 845-1358

By: 
Brian D. Lefort
Reg. No. 43,747
Attorney for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/560,879	FIRST NAMED APPLICANT Earl M. Zergiebel	ATTY. DOCKET NO. 2909 US
INTERNATIONAL APPLICATION NO. PCT/US04/18702		
I.A. FILING DATE 06/14/2004	PRIORITY DATE 06/13/2003	

Tyco Healthcare Group
U S Surgical
150 Glover Avenue
Norwalk, CT 06856

KP

CONFIRMATION NO. 2518

371 FORMALITIES LETTER



OC000000018387987

Resp. to Notification of missing Requirements (Formal Papers!)
Date Mailed: 03/27/2006
Due: May 27, 2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/13/2005
- Copy of the International Search Report filed on 12/13/2005
- Preliminary Amendments filed on 12/13/2005
- Information Disclosure Statements filed on 02/02/2006
- Request for Immediate Examination filed on 12/13/2005
- U.S. Basic National Fees filed on 12/13/2005
- Priority Documents filed on 12/13/2005
- Specification filed on 12/13/2005
- Claims filed on 12/13/2005
- Abstracts filed on 12/13/2005
- Drawings filed on 12/13/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/560,879	PCT/US04/18702	2909 US

FORM PCT/DO/EO/905 (371 Formalities Notice)